

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Baer *et al.*
Patent No. : 7,776,273
Issue Date : August 17, 2010
Serial No. : 09/844,187
Filed : April 26, 2001
Title : LCM EXTRACTION DEVICE AND DEVICE CARRIER

Art Unit : 1797
Examiner : Jan Ludlow
Conf. No. : 2124

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

LETTER REGARDING PATENT TERM ADJUSTMENT

The Patent Term Adjustment (PTA) calculation included in the Issue Notification mailed July 28, 2010, for the above-referenced application indicates the PTA is 206 days. This PTA appears to be longer than appropriate.

In good faith and candor, Patentees direct the Office's attention to a Response to Notice of Non-Compliant Amendment filed in March 2005 for which no Applicant Delay was assessed. Patentees respectfully submit that a delay of 39 days, from February 11, 2005, through March 21, 2005, is appropriate; as such, the total PTA should be calculated as 167 days.

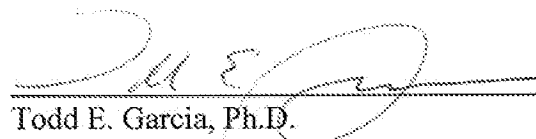
No fees are believed due. Apply any charges or credits to Deposit Account No. 06-1050, referencing Attorney Docket No. 26370-0034001.

Respectfully submitted,

Date: _____

10/13/10

Fish & Richardson P.C.
PTO Customer No. 26161
Telephone: (617) 542-5070
Facsimile: (877) 769-7945



Todd E. Garcia, Ph.D.
Reg. No. 54,112

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CERTIFICATE OF MAILING BY EFS-WEB FILING

I hereby certify that this paper was filed with the Patent and Trademark Office using the EFS-WEB system on this date: October 14, 2010.